

Express Mail Label No. E1711571760 US

Express Mail Label No. EM406007215US

PATENT
Atty. Docket No. CYM-024
(2174/12)

COPY

COMBINED DECLARATION AND POWER OF ATTORNEY
FOR PATENT APPLICATION

(Original, Design, National Stage of PCT, Supplemental, Divisional, Continuation or CIP)

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name, and I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

SYSTEMS AND METHODS FOR COLLECTING FLUID SAMPLES HAVING
SELECT CONCENTRATIONS OF PARTICLES

the specification of which (check one):

- ☐ is attached hereto.
- ☒ was filed on November 1, 1996 as Application Serial No. 08/742,647 or
- ☐ was described and claimed in PCT International Application No. _____ filed on _____ and as amended under PCT Article 19 on _____ (if any).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims as amended by any amendment referred to herein.

I acknowledge the continuing duty to disclose information which is material to the examination of this application in accordance with 37 C.F.R. §1.56.

PRIORITY CLAIM

- ☐ A. I hereby claim benefit under 35 U.S.C. 119(e) of United States Provisional Application No. _____, filed on _____.
- ☐ B. I hereby claim foreign priority benefits under 35 U.S.C. §119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and I have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed.

- ☐ no such applications have been filed.
- ☐ such applications have been filed as follows:

**EARLIEST FOREIGN APPLICATION(S), IF ANY FILED WITHIN
12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO
THIS U.S. APPLICATION**

Country	Application Number	Date of Filing (mo., day, year)	Priority Claimed Under 35 USC 119
			<input type="checkbox"/> YES NO <input type="checkbox"/>
			<input type="checkbox"/> YES NO <input type="checkbox"/>
			<input type="checkbox"/> YES NO <input type="checkbox"/>

- ☐ C. I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s) or PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose material information as defined in 37 C.F.R. § 1.56 which occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application.

**PRIOR U.S. NON-PROVISIONAL APPLICATIONS OR PCT INTERNATIONAL
APPLICATIONS DESIGNATING THE U.S. FOR BENEFIT UNDER 35 USC §120:**

U.S. APPLICATIONS	U.S. FILING DATE	STATUS
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, aband.)
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, aband.)
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, aband.)

POWER OF ATTORNEY

As a named inventor, I hereby appoint the following attorneys and/or agents to prosecute this application and transact all business in the United States Patent and Trademark Office connected therewith:

Steven M. Bauer	Reg. No. 31,481
Paula A. Campbell	Reg. No. 32,503
Joseph A. Capraro, Jr.	Reg. No. 36,471
John J. Cotter	Reg. No. 38,116
Gillian M. Fenton	Reg. No. 36,508
Duncan A. Greenhalgh	Reg. No. 38,678
Robin D. Kelley	Reg. No. 34,637
Douglas J. Kline	Reg. No. 35,574
John D. Lanza	Reg. No. 40,060
Robin R. Longo	Reg. No. 40,071
Thomas C. Meyers	Reg. No. 36,989
Edmund R. Pitcher	Reg. No. 27,829
Kurt Rauschenbach	Reg. No. 40,137
Gretchen A. Rice	Reg. No. 37,429
Christopher W. Stamos	Reg. No. 35,370
Robert J. Tosti	Reg. No. 35,393
Thomas A. Turano	Reg. No. 35,722
Michael J. Twomey	Reg. No. 38,349
Christine C. Vito	Reg. No. 39,061

Direct correspondence to:

Patent Administrator
Testa, Hurwitz & Thibault, LLP
High Street Tower
125 High Street
Boston, MA 02110

Direct telephone calls to:

Thomas C. Meyers (617) 248-7013

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

SIGNATURE(S)

Gail E. Radcliffe

Full name of inventor

Gail E. Radcliffe
Inventor's signature

USA

Citizenship

Date

2/24/97

11 Palisades Street, Worcester, Massachusetts, 01604

Residence

Same

Post Office Address

Daniel C. Lapen

Full name of inventor

Daniel C. Lapen
Inventor's signature

USA

Citizenship

Date

Feb. 21, 1997

95 Packard Street, Lancaster, Massachusetts, 01523

Residence

Same

Post Office Address

Charles A. Festel

Full name of inventor

Charles A. Festel
Inventor's signature

USA

Citizenship

Date

2/21/97

168 Tremont Street, Newton, Massachusetts, 02158

Residence

Same

Post Office Address

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Gail E. Radcliffe, et al

Serial No.: 10/012,874

Filed: November 12, 2001

For: METHODS FOR COLLECTING FLUID
SAMPLES HAVING SELECT CONCENTRATION
OF PARTICLES

Group Art Unit: 2856

Examiner: Noland, Thomas

PROSECUTION BY ASSIGNEE AND POWER OF ATTORNEY
(Revocation of Prior Powers) UNDER 37 C.F.R. § 3.71

Commissioner for Patents
Washington, D.C. 20231

Sir:

Cytec Corporation, a Massachusetts Corporation, the assignee of the entire right, title and interest in this patent application, under 37 C.F.R. § 3.71 hereby revokes all powers of attorneys previously given and hereby appoints all attorneys associated with:

Customer Number 23639



23639

PATENT TRADEMARK OFFICE

with full powers of substitution and revocation, to prosecute this application and transact all matters in the United States Patent and Trademark Office, and in countries other than the United States, and to do all things necessary or appropriate therefore before any competent International Authorities in connection with any international patent application(s) corresponding to the above-identified application, said appointment to be to the exclusion of the inventors and their attorneys in accordance with the provisions of 37 C.F.R. § 3.71.

Correspondence Address

Please change the correspondence address and direct all written communications relative to this application to:

David T. Burse
Bingham McCutchen LLP
Three Embarcadero Center, Suite 1800
San Francisco, CA 94111-4067

Please direct all telephone communications to David T. Burse at (650) 849-4400

I, the undersigned, declare that I have reviewed copies of the documentary evidence establishing chain of title to the patent application identified above from the inventor(s) to the assignee(s), which:

- ☐ is filed for recordation herewith; or
☐ was recorded at Reel _____, Frame _____; or
☒ has been sent for recordation under separate cover on May 8, 1998, copy attached herewith.

To the best of the undersigned's knowledge and belief, title is in the assignee(s) identified above. Furthermore, the undersigned is empowered to sign this document on behalf of the assignee(s).

Cytoc Corporation

Dated: 2/20/03

By: Mark Casey
Name: Mark Casey
Title: Assistant General Counsel and
Chief Patent Counsel
Address: 85 Swanson Road,
Boxborough, MA 01719